

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JOHN ZIPPO,

Plaintiff,

-against-

CITY OF NEW YORK, CAPTAIN SMART, CAPTAIN,
DAVIS, CAPTAIN JEFFRIES, CAPTAIN MATHEUS,
CO WASHINGTON, CO VALDEZ, CO LEE,
CO TITTLE, CO VASQUEZ, and JOHN DOES 1-6,

**SUGGESTION OF
DEATH OF PLAINTIFF
JOHN ZIPPO UPON THE
RECORD UNDER RULE
25(A)(1)**

23-CV-00865 (VSB)

Defendants.

X

PLEASE TAKE NOTICE that pursuant to Rule 25 of the Federal Rules of Civil Procedure, the Office of the Corporation Counsel of the City of New York affirms the truth of the following:

On April 24, 2023, plaintiff John Zippo's counsel, Rob Rickner, represented to me that plaintiff, John Zippo, has passed away;

WHEREFORE, the New York City Law Department, Office of the Corporation Counsel, suggests upon the record that plaintiff John Zippo is deceased; and

WHEREFORE, the New York City Law Department, Office of the Corporation Counsel, hereby requests that any motion for substitution of a proper party be timely made within ninety (90) days of this date.

Dated: New York, New York
April 24, 2023

HON. SYLVIA O. HINDS-RADIX
Corporation Counsel of the City of New York
Attorney for Defendant City of New York

By: Thomas Lai
Thomas Lai
Senior Counsel

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To: **VIA ECF**
Stephanie Panousieris
Attorney for Plaintiff